

P/4076-54

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Ka Shing Kenny Kwan et al.

Date: May 27, 2005

Serial No.: 10/612,383

Group Art Unit: 2823

Filed: July 1, 2003

Examiner: Brook Kebede

For: STUD BUMPING APPARATUS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIRMENT

Sir:

Responsive to the second Restriction Requirement mailed December 28, 2004, Applicant again elects Group I, claims 1-13 drawn to the apparatus, this time without traverse.

Applicant had received a virtually identical Restriction Requirement mailed August 31, 2004 and made the identical election. That election should have governed, instead of Applicant receiving essentially an identical Election Requirement and Applicant making the same response. The first response was sufficient. The second Restriction Requirement required restriction between the same groups of claims, although stating a different reason.

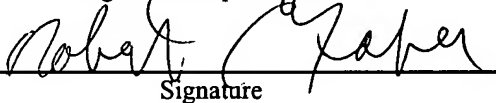
In view of the apparent duplication by the same Restriction Requirement, Applicant submits that the second Restriction Requirement should not have been issued, that Applicant should not have had to respond and that the extension fee submitted herewith should therefore not have been payable. On the other hand, the extension fee is being paid today to be sure that the second response to the second Restriction Requirement is deemed timely, should that second response have been necessary.

Refund of the herewith filed extension fee is requested as it was an extension requested on what appears to the undersigned at least to be a duplicate and therefore unnecessary second Restriction Requirement.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 27, 2005:

Robert C. Faber

Name of applicant, assignee or
Registered Representative

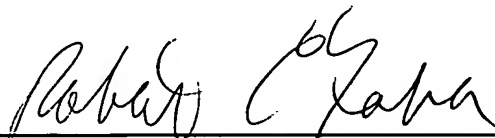


Signature

May 27, 2005

Date of Signature

Respectfully submitted,



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